

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 403

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO AGENCIES AND SERVICE FEES; AMENDING CHAPTER 23, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2359, IDAHO CODE, TO PROVIDE THAT PUBLIC AGENCIES MAY ENTER INTO CERTAIN AGREEMENTS WITH PRIVATE COMPANIES, TO PROVIDE FOR THE COLLECTION AND REMITTANCE OF CERTAIN FEES, TO PROVIDE FOR A REASONABLE ADDITIONAL FEE, TO PROVIDE FOR THE APPROVAL OF CERTAIN AGREEMENTS AND TO PROVIDE FOR THE APPROVAL OF CERTAIN FEES.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Chapter 23, Title 67, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 67-2359, Idaho Code, and to read as follows:

67-2359. SERVICE FEES. (1) Public agencies, as defined in this chapter, may enter into agreements with private companies to provide access to services for which a fee is collected for the provision of electronic access to databases and information, the provision of other automated data services and the provision of electronic transactions. Such agreements may provide for the private company to collect the prescribed fee and remit such fee to the respective public agencies' treasurer on behalf of the public agency. The private company may also charge and collect a reasonable additional fee for its services.

(2) Any agency of the state government entering into an agreement described in subsection (1) of this section shall have the agreement approved by the information technology resource management council or its designee, and any reasonable additional fee charged and collected by the private company must be approved by the information technology resource management council or its designee and the director of the department of administration.